



# UNITED INDEPENDENT SCHOOL DISTRICT AGENDA ACTION ITEM

**TOPIC** \_\_\_\_\_ Board Minutes for the Months of May/June 2015 \_\_\_\_\_

**SUBMITTED BY:** \_\_\_\_\_ Delia C. Campos \_\_\_\_\_ **OF:** \_\_\_\_\_ Board Secretary \_\_\_\_\_

**APPROVED FOR TRANSMITTAL TO SCHOOL BOARD:** \_\_\_\_\_ July 20, 2015 \_\_\_\_\_

**RECOMMENDATION:**

It is recommended that the United ISD Board of Trustees take action to approve Board Meeting minutes:

1. Regular Board Meeting – May 20, 2015
2. Regular Board Meeting – June 15, 2015

**RATIONALE:**

State law requires the Board to prepare and keep minutes of its open meeting Govt. Code §551.021. The minutes are public records available for public inspection and copying upon request to the Superintendent or his designee. Govt. Code § 551.022.

**BUDGETARY INFORMATION:**

No Budget Impact

**BOARD POLICY REFERENCE AND COMPLIANCE:**

This is in compliance and in accordance with Board Policy BE and BE (LOCAL).

**Regular Meeting  
The State of Texas  
United Independent School District  
The County of Webb**

May 20, 2015

In Attendance

Roberto J. Santos, Superintendent of Schools

Board of Trustees

Javier Montemayor – President  
Juan Roberto Ramirez – Vice President - Absent  
Ricardo “Rick” Rodriguez – Secretary  
Ricardo Molina, Sr. – Parliamentarian  
Aliza Flores Oliveros – Member  
Ramiro Veliz, III – Member  
Judd Gilpin – Member - Absent

**I. Roll Call, Establish Quorum. Call to Order**

**II. Pledge of Allegiance**

A. Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.

**III.** A Regular Meeting of the Board of Trustees of United ISD was held Wednesday, May 20, 2015, in the Bill Johnson Student Activity Complex, Fine Arts Building, 5208 Santa Claudia Lane, Laredo TX 78043. President, Javier Montemayor made an announcement calling the meeting of the United Independent School District to order at 6:05 p.m. The record showed that a quorum of Board members was present, that the meeting had been duly called, and that notice of the meeting had been posted in accordance with the Texas Open Meeting Act, Texas Government Code Chapter 551.

**IV. Board Announcements**

- *Ricardo Molina – Thanking UMS for doing a great job in volunteering at the Food Bank. Thank you to everybody*
- *Rick Rodriguez – Want to wish Mr. Ricardo Molina a Happy Birthday*

*Mr. Montemayor made a motion to move Item VI Board Recognitions before Public comments.*

Motion:                      So moved

Motion by:                  Javier Montemayor

Seconded by: Ricardo Molina  
Discussion:  
In Favor: Unanimous  
Opposed:

## **VI. Recognitions**

- A. UNITED HIGH SCHOOL STUDENTS – 2015 AVA DIGITAL VIDEO AWARDS**
- B. UNITED HIGH SCHOOL – NATIONAL MERIT SCHOLAR**
- C. UISD INSTRUCTIONAL TELEVISION DEPARTMENT**
- D. MEET IN THE MIDDLE PROGRAM DISTRICT-WIDE**
- E. ALEXANDER HIGH SCHOOL DAZZLERS**
- F. LAMAR BRUNI VERGARA MIDDLE SCHOOL CHEERLEADERS – SOUTH TEXAS NATIONALS – 1<sup>ST</sup> PLACE NATIONAL CHAMPIONS (NON-TUMBLING HIGH SCHOOL DIVISION)**
- G. TEXAS EDUCATIONAL COLORGUARD ASSOCIATION – NOVICE BLUE – STATE CHAMPIONS MARCH 2015**
- H. 2015 UIL MUSIC REGION XIV SWEEPSTAKES WINNERS**
- I. TEXAS SCHOLASTIC CHESS TOURNAMENT – 1<sup>ST</sup> PLACE STATE TEAM TROPHY**
- J. NATIONAL CHESS TOURNAMENT – 9<sup>TH</sup> PLACE U800 SECTION – TOP TEN CATEGORY**
- K. UNITED HIGH SCHOOL GIRLS GOLF TEAM – DISTRICT 29-6A CHAMPIONS/ REGIONAL QUALIFIER**
- L. UNITED HIGH SCHOOL BOYS GOLF TEAM – REGIONAL QUALIFIER**
- M. ALEXANDER HIGH SCHOOL BOYS GOLF TEAM – DISTRICT 29-6A CHAMPIONS / REGIONAL QUALIFIER**
- N. ALEXANDER HIGH SCHOOL GIRLS GOLF INDIVIDUAL REGIONAL QUALIFERS**
- O. UIL ACADEMIC COMPETITION**
- P. TAFE COMPETITION**
- Q. HOSA COMPETITION**
- R. CHAPTER YEARBOOK COMPETITION**
- S. BUSINESS PROFESSIONALS OF AMERICA COMPETITION**
- T. ONE ACT PLAY COMPETITION**
- U. THEATRICAL DESIGN COMPETITION**
- V. VITA CERTIFICATION**
- W. FFA COMPETITION**
- X. STATE FILM CONTEST**

**V. Public Comments:** Comments are limited to three minutes per speaker. The Board Parliamentarian will be the timekeeper and will inform the speaker when they have one (1) remaining minute. No more than three (3) persons will be allowed to speak on any side of an issue. Should there be more than three (3) people who wish to speak on a particular issue they need to select not more than three (3) representatives to speak for them. Comments must address items listed on the agenda. The presiding officer or designee shall determine whether a person who wishes to address the Board has attempted to solve a matter administratively. If not, the person shall be directed to the appropriate policy, as noted in BED (LOCAL), to seek resolution before bringing the matter to the Board at a subsequent meeting. Pursuant to 551.042 of the Texas Government Code, no Board Member or Administrator may respond to a member of the public, unless such response is a recitation of District policy or a statement of specific factual information. When a speaker comes to the podium, please indicate what agenda item you will be addressing. Furthermore, please



refrain from mentioning any employee's name and any complaint about any employee's duties or responsibilities should be channeled through the appropriate grievance policy.

*Mr. Montemayor called Elizabeth Ovando to the podium.*

*Elizabeth Ovando – Did not address the board.*

*Rosa Flores – Good Evening, my name is Rose Flores.*

*Javier Montemayor – Hold on Mrs. Flores. I was looking for Mrs. Ovando.*

*Rose Flores – Mrs. Ovando, since I was not granted the opportunity to speak she went ahead and forfeited her turn.*

*Juan Cruz – Mrs. Flores the topic that you want to address the board is not on the agenda. The board only allows board related topics, so you are not allowed to speak.*

*Rose Flores – So as a parent I am not allowed to bring up any issue that I want.*

*Juan Cruz – You can bring it up at the Business and Instruction Committee Meetings. Thank you.*

*Rose Flores – I have already gone to the district and the district has not helped me out.*

*Javier Montemayor – Mrs. Flores, Mrs. Flores*

*Rose Flores – I just want it on record that I have gone to almost every single one of you and I have been abused and this is once again that I am not given the opportunity to speak.*

*Javier Montemayor – Chief Camarillo, would you please escort Mrs. Flores out of the building*

*Jose Ovando – OMG, really it's gotten to this. My name is Jose Ovando and my children go to Nye Elementary and United Middle unfortunately. Oh my God! I can't get over this. Just want to make sure I don't get kicked out or threatened on what I'm going to be speaking.*

*Javier Montemayor – I cannot understand what you are saying would you speak up please.*

*Jose Ovando – I'm going to be speaking about the approval of awarding building proposals and qualifications. The issue here is recently a person caught.*

*Javier Montemayor – You are here on teacher contracts. That is what your agenda item says.*

*Jose Ovando – It's going to take me to Teacher contracts.*

*Javier Montemayor – Let's keep it on the issue, please*

*Jose Ovando – Do you want me to go to teacher contracts or do I continue?*

*Javier Montemayor – Keep it on that issue as well.*

*Jose Ovando – OK, I want to talk about because I'm requested by the board to talk about teacher contracts. I have a big question, why teacher contracts a teacher can be dismissed so quickly and yet a board member does something illegal or immoral they are still here.*

*Juan Cruz – Mr. Ovando, we are not going to discuss employees or public officials. You can relay to teacher contracts. You are not going to despairing board members or any employee of the school district. If you want to this is a warning proceed to your next topic.*

*Jose Ovando – I thought you said I had to stay on this topic.*

*Juan Cruz – Do not mention any officials or employees of the school district. Go ahead.*

*Jose Ovando – Can you repeat that.*

*Juan Cruz – Do not mention any officials or employees of the school district.*

*Jose Ovando – Did I mention one. Can you tell me where I mentioned one?*

*Juan Cruz - You were referencing a public official.*

*Javier Montemayor – Mr. Ovando, please keep it on teacher contracts. Let's move forward. Sir, let's not question back and forth, give me your topic, talk to me and move forward.*

*Jose Ovando –It seems that I can't be talking here. He just told me that I can't talk about no one. I didn't talk about no one yet. I would specifically know who it is I mentioned so I don't repeat that anymore. You have already given me my first warning.*

*Javier Montemayor – Let's move on. Finish what you were about to say.*

*Jose Ovando – I can't move forward when I don't know if I am doing the wrong thing.*

*Javier Montemyor – Do you want to talk?*

*Jose Ovando – I am not being allowed too.*

*Javier Montemayor – Do you want to talk? Let's move forward.*

*Jose Ovando –Alright. – Nepotism, can I say nepotism or not maybe so.*

*Javier Montemayor – Over here Mr. Ovando I'm the chair. As long as it is related to teacher contract you are more than welcome to speak.*

*Jose Ovando – Can I say Nepotism? Can I say Nepotism?*

*Jose Ovando – Resignation – a Board member may resign by delivering written notice signed by the board member and this is found in board member vacancies removal from office BBC (LEGAL). Can I say that?*

*Javier Montemayor – You have already said it, so let's move forward.*

*Jose Ovando – Official misconduct. Can I say official misconduct? I'm not referencing anyone here.*

*Javier Montemayor – Mr. Ovando you have a minute left.*

*Jose Ovando – I'm trying to you keep interrupting me.*

*Javier Montemayor - You're not being disrupted?*

*Jose Ovando – Official misconduct which means intention unlawful behavior relating to official duties by a board member entrusted with the administration of justice or the execution of law. You all have a duty, not only to the teachers when they behave and misbehave or do something right or do something wrong. It's you all too, you have a responsibility. You don't only have a legal responsibility you have a moral responsibility. Have you ever heard what moral is? I looked it up in a law dictionary. Is that my time, sir. That's it. Thank you so much.*

*Javier Montemayor – Yes sir. Thank you*

## **VII. Consent Agenda Items**

- A.** Approval of Monthly Disbursements
- B.** Approval of Budget Amendments
- C.** Award of District Worker's Compensation Insurance Program
- D.** Discussion and Possible Action to Authorize, by Resolution, the Extension of the District's Depository Contract for the 2015-2017 Biennium
- E.** Approval of GMP (Guaranteed Maximum Price) for Additions and Improvements at Trautmann Elementary
- F.** Approval of GMP (Guaranteed Maximum Price) for Additions and Improvements at Clark Middle School



- G. Approval of Changes to CH (LOCAL) and New CH Regulations Policy
- H. Approval of Awarding Bids, Proposals and Qualifications
- I. Approval of Board Travel for the Month of June 2015
- J. Approval of Requests from Board Members in re: Use of Board of Trustees Discretionary Funds for Various Projects /Campuses
- K. Approval of Employment Contracts for 2015-2016 School Year

Motion by: Ramiro Veliz advised the Board that the Business and Instructional Committee Members had met and were recommending the approval of items A-K:

Seconded by: Ricardo Molina  
Discussion:  
In Favor: Unanimous  
Opposed:  
Abstained:

## VII. Items for Individual Consideration

- A. Board Minutes for the Month of April 2015
  - 1. Regular Board Meeting – April 22, 2015

Motion: So moved

Motion by: Ricardo Molina  
Seconded by: Ramiro Veliz, III  
Discussion:  
In Favor: Unanimous  
Opposed:

- B. Approval of Donations

*Mr. Roberto Santos read the donations into the minutes for a total of \$7,588.00*

Motion: So moved

Motion by: Ricardo Molina  
Seconded by: Ramiro Veliz, III  
Discussion:  
In Favor: Unanimous  
Opposed:

- C. Approval of Request for Competitive Sealed Proposals (CSP) as the solicitation method of procurement for Additions and Renovations at J.B. Alexander High School (non-Bond Project)

*Request for Competitive Sealed Proposals (CSP) as the solicitation method of procurement for Additions and Renovations at J.B. Alexander High School (non-Bond Project) as presented.*

Motion: So moved

Motion by: Ricardo Molina  
Seconded by: Rick Rodriguez  
Discussion:  
In Favor:  
Opposed:

- D. Approval of Proposed Name for Elementary #27 Opening 2015-2016 School Year

*Mike Garza recognized the committee member's for naming the new Elem. School #27. Some committee members were not able to make it, so if the Board allows we can recognize the whole group next month.*

*Mike Garza – We are bringing to you the top three categories and they are School name, school color and school mascot. They are numerated under the amount of votes they received. The highest votes were for Veterans Memorial Elementary and that was the recommendation of the committee. The board has the right to choose any of the three names listed. Second place was United Veterans Elementary and third was Claudia Taylor “Lady Bird” Johnson Elementary.*

*We did provide a packet to the Board. Since this was military base honoring our veterans they looked at school colors as: Hunter Green/Tan/Brown/Black Camouflage look. They also looked at Gold/White/Maroon and the third choice and as far as school mascot the top choice was Bears, Hawks and Soldiers number three.*



*The recommendation at this time is Veterans Memorial Elementary School, school colors are Hunter Green/Tan/Brown/Black Camouflage and the school mascot is the Bears.*

Motion: So moved

Motion by: Ricardo Rodriguez

Seconded by: Ricardo Molina

Discussion: Mrs. Oliveros – How did you select the committee members?

*Mike Garza – The committee was brought to the board last month. They were officially supported and voted on by the board. They were members of the student population. The students attending the new school were the ones chosen. We also had parents and community members. Mr. Veliz was able to provide us with community members at large from those areas to able to serve and be part of the committee.*

*Mrs. Oliveros – I have no problem with the committee's recommendation. If it comes from them and that's what they want I have no problem.*

*Mike Garza- The idea behind the Veterans Memorial was to honor our Veterans and people that have served and moved on as well.*

*Javier Montemayor – They are listed in order of preference.*

In Favor: Unanimous

Opposed:

- E. Final Approval of the MOU between City of Laredo and United ISD Natatorium Project

***Eddie Zuniga - Presented the signed contract pending the final board approval.***

Motion: So moved

Motion by: Ricardo Molina

Seconded by: Ricardo Rodriguez

Discussion:

In Favor: Unanimous

Opposed:

- VIII.** Closed Session: Board will adjourn into closed session at 7:37 p.m. pursuant to the following sections of the Texas Open Meetings Act:

- A. 551.071 Consultation with Board's Attorney
  - 1. Discussion re: Finalize nonrenewal of classroom teacher's term contract
- B. 551.071 Consultation with Board's Attorney  
551.074 Discussion of Personnel or to Hear Complaints against Personnel
  - 1. Discussion, including consultation with legal counsel, re: proposed non-renewal/termination of term/continuing contracts for classroom teacher(s)
  - 2. Discussion re: Superintendent's Duties and Responsibilities

**The Board returned from Closed Session at 8:03 p.m. No action was taken in Closed Session.**

- IX. Reconvened from Closed Session, the Board will take appropriate action on items, if necessary, as discussed in Closed Session.
  - 1. Approve Administration's recommendation to propose termination of classroom teacher(s) continuing contract(s) and authorize Superintendent to send notice o same

*Juan Cruz – The Administration's recommendation to propose termination of classroom teacher(s) continuing contract(s) and authorize Superintendent to send notice on same for the reasons discussed in closed and presented in closed session.*

Motion:                      So moved

Moved by:                    Ramiro Veliz, III

Seconded by:                Ricardo Molina

Discussion:

In Favor:                     Unanimous

Opposed:

- 2. Approve Administration's recommendation to propose non-renewal of classroom teacher(s) term contract(s), authorize Superintendent to send notice of same, and designate Board appointed attorney to conduct hearing(s) pursuant to Section 21.207 of the Texas Education Code

*Recommendation from Administration's is to propose non-renewal of Napoleon Caldera's term contract(s), authorize Superintendent to send notice of same, and designate Madeline Escotto to conduct hearing(s) pursuant to Section 21.207 of the Texas Education Code for the reasons considered and discussed in closed session.*

Motion: So moved  
Moved by: Ricardo Molina  
Seconded by: Rick Rodriguez  
Discussion:  
In Favor: Unanimous  
Opposed:

3. Action to finalize nonrenewal of classroom teacher's term contract

*No action was taken on this item*

Motion: So moved  
Moved by:  
Seconded by:  
Discussion:  
In Favor: Unanimous  
Opposed:

**X. Adjournment**

There being no further business before the Board, the Regular Meeting of May 20, 2015 was adjourned at 8:05 pm.

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Javier Montemayor – President

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Ricardo "Rick" Rodriguez – Secretary



Regular Board Meeting  
The State of Texas  
United Independent School District  
The County of Webb

June 15, 2015

**In Attendance**

Roberto J. Santos, Superintendent of Schools

**Board of Trustees**

Javier Montemayor - President – PRESENT  
Juan Roberto Ramirez – Vice President – PRESENT  
Ricardo "Rick" Rodriguez – Secretary – PRESENT  
Ricardo Molina, Sr. – Parliamentarian – PRESENT  
Aliza Flores Oliveros – Member – ABSENT  
Judd Gilpin – Member – PRESENT  
Ramiro Veliz, III – Member – PRESENT

A Regular Board Meeting of the Board of Trustees of United I.S.D. was held on Monday, June 15, 2015 United ISD – Student Activity Complex, Fine Arts Building, 5208 Santa Claudia Lane, Laredo, TX 78043.

**I. Roll Call, Establish Quorum, Call to Order**

**II. Pledge of Allegiance**

**III. An announcement was made by the Board President, Javier Montemayor, calling the meeting of the United Independent School District to order at 6:01 p.m. The record showed that a quorum of Board members was present, that the meeting had been duly called, and that notice of the meeting had been posted in accordance with the Texas Open Meeting Act, Texas Government Code Chapter 551.**

**IV. Board Announcements**

*NO BOARD ANNOUNCEMENTS*

**V. Public Comments: Comments are limited to three minutes per speaker. The Board Parliamentarian will be the timekeeper and will inform the speaker when they have one (1) remaining minute. No more than three (3) persons will be allowed to speak on any side of an issue. Should there be more than three (3) people who wish to speak on a particular issue they need to select not more than three (3) representatives to speak for them. Comments must address items listed on the agenda. The presiding officer or designee shall determine whether a person who wishes to address the Board has attempted to solve a matter administratively. If not, the person shall be directed to the appropriate policy, as noted in BED (LOCAL), to seek resolution before bringing the matter to the Board at a subsequent meeting. Pursuant to 551.042 of the Texas Government Code, no Board Member or Administrator may respond to a member of the public, unless such response is a recitation of District policy or a statement of**

**specific factual information. When a speaker comes to the podium, please indicate what agenda item you will be addressing. Furthermore, please refrain from mentioning any employee's name and any complaint about any employee's duties or responsibilities should be channeled through the appropriate grievance policy. Additionally, pursuant to board policies BED (LEGAL) and BED (LOCAL), drifting from the stated topic or becoming disruptive shall result in a warning from the board president. A second violation will result in forfeiture of your allotted time and removal from the board meeting. Disruptions include speaking on behalf of or against a person running for political office, promotion of a for-profit organization, or advertisement of products or services to the Board.**

*NO PUBLIC COMMENTS*

**VI. Recognitions**

- A. VETERANS MEMORIAL ELEMENTARY – NAMING OF SCHOOL COMMITTEE MEMBERS
- B. STUDENT TREASURES NATIONAL BOOK CHALLENGE
- C. UISD INSTRUCTIONAL TELEVISION DEPARTMENT – 2015 EMMA AWARD
- D. UIL STATE COMPETITION – UNITED SOUTH HIGH SCHOOL – 2<sup>ND</sup> PLACE ACCOUNTING
- E. ALL-STATE MARIACHI COMPETITION – 1<sup>ST</sup> PLACE WINNER – TRUMPET DIVISION
- F. LBJ HIGH SCHOOL SOFTBALL TEAM – REGIONAL QUARTERFINALIST
- G. UNITED HIGH SCHOOL BASEBALL TEAM – REGIONAL QUARTERFINALIST
- H. ALEXANDER HIGH SCHOOL BASEBALL TEAM

**VII. Superintendent's Report**

*NO REPORT*

**VIII. Consent Agenda Items**

- A. Approval of Monthly Disbursements
- B. Approval of Property Tax Refunds for the Month of May 2015
- C. Approval to Designate Norma Farabough to Calculate the 2015 Tax Rate
- D. Discussion and Possible Action on District Health Insurance Premium Pricing
- E. Consideration and Approval of an Order Authorizing the Issuance of United Independent School District Unlimited Tax School Building Bonds, Series 2015; Entering into a Bond Purchase Agreement and a Paying Agent/Registrar Agreement; Delegating to certain District Administrative Staff and Officials the Authority to Approve all Final Terms of the Bonds; and Other Matters Related thereto
- F. Approval of Awarding Bids, Proposals and Qualifications



- G. Approval of request for Competitive Sealed Proposals (CSP) as the solicitation method of procurement for Offsite Public Improvement Projects related to Platting of Properties for New Schools
- H. Approval of Third Supplemental Agreement to the Contract for Design Build Services for the Construction of Seven Elementary Schools Between United Independent School District & Leyendecker Construction, Inc. Amendment of GMP Increase to Elementary School #27 (Veterans Memorial Elementary School)
- I. Approval of Requests from Board Members in re: Use of Board of Trustees Discretionary Funds for Various Projects/Campuses
- J. Approval of Application for a Missed Instructional Day (May 21, 2015) for Borchers Elementary and Malakoff Elementary
- K. Approval of Application for Low Attendance Day (May 21, 2015) for all District Schools due to Inclement Weather
- L. Approval of District Goals for 2015-2016 School Year
- M. First Reading of Policy BBD (LOCAL) – Board Members – Training and Orientation
- N. First Reading of (LOCAL) Policies in TASB Update 102

*Mr. Eduardo Zuniga presented an additional Request for Use of Board of Trustees Discretionary Funds on behalf of Alexander High School sponsored by Judd Gilpin for a full color ad for the JB Alexander Baseball Team in the amount of \$2,042.00*

*Mr. Javier Montemayor asked for a motion to approve the Consent Agenda Items VIII-A thru VIII-N as presented*

Motion: So Move

Moved by: Ramiro Veliz, III

Seconded by: Judd Gilpin

Discussion: None

In Favor: Unanimous

MOTION PASSES

## **IX. Items for Individual Consideration**

- A. Approval of Board Minutes for the Months of February and May 2015.

Motion: So Move

Moved by: Juan Roberto Ramirez

Seconded by: Ricardo Molina

Discussion: None

In Favor: Unanimous

MOTION PASSES



B. Approval of Donations

*Mr. Roberto Santos read the donations into the minutes and requested that the board accept the donations Totaling \$2,160.00*

Motion: So Move

Moved by: Ricardo Molina  
Seconded by: Juan Roberto Ramirez  
Discussion: None  
In Favor: Unanimous

MOTION PASSES

X. **Closed Session: Board will adjourn into closed session pursuant to the following sections of the Texas Open Meetings Act**

*The Board adjourned into closed session at 6:21 p.m.*

A. 551.071 Consultation with Board's Attorney

1. Consultation with legal counsel regarding status of pending parent/student complaints of R.R. / M.R. and C.V. / V.V.
2. Discussion of "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under the Design/Build Contract executed June 2, 2014 involving the design and construction of five (5) elementary schools and two (2) replacement schools whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties and obligations under the contract with the School District. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
3. Discussion of "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under the Design/Build Contract executed June 2, 2014 involving the design and construction of three (3) middle schools whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties and obligations under the contract with the School District. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
4. Discussion of "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under the Design/Build Contract executed June 2, 2014 involving the design and construction of four (4) Ninth Grade Campuses whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties and obligations under the contract with the School District. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

5. Discussion of "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc. and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under an "Agreement between Owner and Construction Manager as Constructor" (CMAR Contract) dated May 15, 2015 whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties, and obligations under the contract with the School District. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
6. Discussion to rescind the award made to Leyendecker Construction, Inc. by the Board of Trustees concerning the following Construction Manager at Risk Projects:
  - RFQ 2014-007 CMAR for Construction of New Band Hall, ROTC, and CATE Building at Alexander High School;
  - RFQ 2014-023 CMAR for Trautmann Elementary School Project;
  - RFQ 2014-019 CMAR Additions and Improvements to Arndt Elementary School;
  - RFQ 2014-027 CMAR for Renovations at United South High School; and
  - RFQ 2014-031 CMAR for Expansion and Additions to Newman Elementary School

And to award the said CMAR projects to Leyendecker Construction of Texas, Inc. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

- B. 551.071 Consultation with Board's Attorney  
551.074 Discussion of Personnel or to Hear Complaints against Personnel

1. Consider Appointment of Principal for United South Middle School
2. Discussion re: Voluntary Resignation Agreement by Classroom Teacher(s) and Rescission of Proposed Termination/non-renewal of same
3. Discussion re: Superintendent's Duties and Responsibilities

**XI. Reconvened from Closed Session, the Board will take appropriate action on items, if necessary, as discussed in Closed Session**

*The Board reconvened from Closed Session at 7:03 p.m.*

- A. Appointment of Principal for United South Middle School

*Mr. Roberto Santos stated that his recommendation for Principal of United South Middle School is Ms. Martha Alvarez.*

Motion: So Move  
  
Moved by: Ricardo Rodriguez  
Seconded by: Ricardo Molina  
Discussion: None  
In Favor: Unanimous

MOTION PASSES



- B. Approval of Voluntary Resignation Agreement by Classroom Teacher(s) and Rescission of Proposed Termination/non-renewal of same.

*Ms. Sonya Garcia stated the recommendation was to approve the Voluntary Resignation Agreements of Diamantina Peña and Napoleon Caldera and to rescind the proposed termination of Ms. Peña and proposed non-renewal of Mr. Caldera*

Motion: So Move  
Moved by: Ramiro Veliz, III  
Seconded by: Juan Roberto Ramirez  
Discussion: None  
In Favor: Unanimous

MOTION PASSES

- C. Discussion and possible action to execute an "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under the Design/Build Contract dated June 2, 2014 involving the design and construction of five (5) elementary schools and two (2) replacement schools whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties and obligations under the contract with the School District and any matters incident thereto.

*Ms. Sonya Garcia stated the recommendation is for the board to make a motion to approve an Assignment and Assumption Agreement among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties and obligations under a Design/Build Contract the contract for the design and construction of seven (7) elementary schools to include five new ones and two replacements subject to the submission of the appropriate insurance and bonding requirements*

Motion: So Move  
Moved by: Ricardo Molina  
Seconded by: Juan Roberto Ramirez  
Discussion: None  
In Favor: Unanimous

MOTION PASSES

- D. Discussion and possible action to execute an "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under the Design/Build Contract dated November 14, 2014 involving the design and construction of three (3) middle schools whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties and obligations under the contract with the School District and any matters incident thereto

*Ms. Sonya Garcia stated the recommendation is for the board to make a motion to approve an Assignment and Assumption Agreement among and between the school district, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties and obligations under the Design/Build contract for the design and construction of three (3) middle schools subject to the submission of the appropriate insurance and bonding requirements*



Motion: So Move

Moved by: Ricardo Molina  
Seconded by: Juan Roberto Ramirez  
Discussion: None  
In Favor: Unanimous

MOTION PASSES

- E. Discussion and possible action to execute an "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under the Design/Build Contract dated November 14, 2014 involving the design and construction of four (4) Ninth Grade Campuses whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties and obligations under the contract with the School District and any matters incident thereto

*Ms. Sonya Garcia stated the recommendation is for the board to make a motion to approve an Assignment and Assumption Agreement among and between the school district, Leyendecker Construction, Inc., and Leyendecker Construction of Texas, Inc. whereby Leyendecker Construction of Texas, Inc. will assume all rights, duties and obligations under Design/Build Contract for the design and construction of four (4) Ninth Grade Campuses subject to the submission of the appropriate insurance and bonding requirements.*

Motion: So Move

Moved by: Ricardo Molina  
Seconded by: Juan Roberto Ramirez  
Discussion: None  
In Favor: Unanimous

MOTION PASSES

- F. Discussion and possible action to execute an "Assignment and Assumption Agreement" among and between the United Independent School District, Leyendecker Construction, Inc. and Leyendecker Construction of Texas, Inc. concerning the assumption of all rights, duties and obligations under an "Agreement between Owner and Construction Manager as Constructor" (CMAR Contract) dated May 15, 2015 wherein Leyendecker Construction of Texas, Inc. will assume all rights, duties, and obligations under the contract with the School District and any matters incident thereto

*Ms. Sonya Garcia stated the recommendation is for the board to make a motion to approve an Assignment and Assumption Agreement among and between the school district and Leyendecker Construction, Inc. and Leyendecker Construction of Texas, Inc. whereby Leyendecker Construction of Texas Inc. would assume all rights duties and obligations under Construction Manager as Constructor Agreement involving the expansion of the Food Production Center subject to the submission of the appropriate insurance and bonding requirements.*

Motion: So Move

Moved by: Ricardo Molina  
Seconded by: Juan Roberto Ramirez  
Discussion: None  
In Favor: Unanimous

MOTION PASSES

G. Discussion and possible action to rescind the award made to Leyendecker Construction, Inc. by the Board of Trustees concerning the following Construction Manager at Risk Projects:

- RFQ 2014-007 CMAR for Construction of New Band Hall, ROTC, and CATE Building at Alexander High School;
- RFQ 2014-023 CMAR for Trautmann Elementary School Project;
- RFQ 2014-019 CMAR Additions and Improvements to Arndt Elementary School;
- RFQ 2014-027 CMAR for Renovations at United South High School; and
- RFQ 2014-031 CMAR for Expansion and Additions to Newman Elementary School

And to award the said CMAR projects to Leyendecker Construction of Texas, Inc., and any matters incident thereto

*Ms. Sonya Garcia stated the motion is to rescind the award made to Leyendecker Construction Inc. of the following Requests for Proposals (RFQs): 2014-007, 2014-019, 2014-023, 2014-027 and award said proposals to Leyendecker Construction Inc. also doing business as Leyendecker Construction of Texas, Inc.*

*Mr. Javier Montemayor stated Ms. Garcia left out RFQ 2014-031 and she responded that was an error and is not one of the requests for proposals subject to Leyendecker Construction*

Motion: So Move

Moved by: Ricardo Molina  
Seconded by: Juan Roberto Ramirez  
Discussion: None  
In Favor: Unanimous

MOTION PASSES

## XII. Adjournment

**There being no further business before the Board of Trustees, the Regular Meeting of June 15, 2015, was adjourned at 7:08 p.m.**

Motion: So Move

Moved by: Ricardo Molina  
Seconded by: Juan Roberto Ramirez  
Discussion: None  
In Favor: Unanimous

MEETING ADJOURNED

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Javier Montemayor, President

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Ricardo "Rick" Rodriguez, Secretary